



27 MAR 2003

UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

James A. LaBarre
BURNS, DOANE, SWECKER & MATHIS, L.L.P.
P.O. Box 1404
Arlington, VA 22313-1404

In re Application of
BERTRAND, Pierre
U.S. Application No.: 09/807,885
PCT No.: PCT/FR00/01263
Int. Filing Date: 11 May 2000
Priority Date: 12 May 1999
Attorney's Docket No.: 032326-170
For: METHOD FOR PRODUCING A
CONTACTLESS CARD

DECISION

The decision is in response to applicant's "Renewed Petition Under 37 CFR §1.47(b)" submitted 06 January 2003 requesting that the United States Patent and Trademark Office accept a declaration without the signature of the sole inventor.

BACKGROUND

On 06 September 2002, a decision dismissing applicant's petition under 37 CFR 1.47(b) was mailed. Applicant did not provide sufficient evidence to show that the sole inventor was unavailable as required by section 409.03(d) of the MPEP.

On 06 January 2002, applicant submitted the instant renewed petition which was accompanied by, *inter alia*, a two-month extension of time and fee and an English translation of the documentary evidence previously submitted in the French language regarding the search for the sole inventor, Pierre Bertrand.

DISCUSSION

In the initial petition, applicant failed to fully satisfy the requirements of item (2) of 37 CFR 1.47(b). Specifically, applicant submitted copies of letters sent to Pierre Bertrand. However, these letters were in French, so an English translation was requested. Evidence that an internet search was performed to locate Mr. Bertrand was also requested.

In the renewed petition, applicant included English translations of the letters dated 07 September 2001 and 22 March 2002 as requested. In addition, applicant provided a print-out of an internet search performed by Mrs. Donnini in which no results were found. This is sufficient to meet the requirements of item (2) of 37 CFR 1.47(b).

Accordingly, applicant has now met all of the requirements of 37 CFR 1.47(b).

CONCLUSION

Applicant's renewed petition under 37 CFR 1.47(b) is **GRANTED**.

As provided in 37 CFR 1.47(b), a notice of the filing of this application will be forwarded to the non-signing inventor at the last known address of record as set forth in the papers filed 12 July 2002, and a notice of the filing of the application under 37 CFR 1.47(b) will be published in the Official Gazette.

Applicant has completed the requirements for acceptance under 35 U.S.C. 371(c). The application has an international filing date of 11 May 2000, under 35 U.S.C. 363, and a 35 U.S.C. 371(c) date of **12 July 2002**.

This application is being forwarded to the National Stage Processing Division of the Office of PCT Operations for continued processing.


James Thomson
Attorney Advisor
PCT Legal Office

Tel.: (703) 308-6457



27 MAR 2003

UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

Pierre Bertrand
La Caravalle
13, rue Alexandre Rossat
13200 Cassis,
France

In re Application of
BERTRAND, Pierre
U.S. Application No.: 09/807,885
PCT No.: PCT/FR00/01263
Int. Filing Date: 11 May 2000
Priority Date: 12 May 1999
Attorney's Docket No.: 032326-170
For: METHOD FOR PRODUCING A CONTACTLESS CARD

Dear Mr. Bertrand:

You are named as the sole inventor in the above identified United States patent application, filed under the provisions of 37 CFR 1.47(b) and 35 U.S.C. § 118. Should a patent be granted, you will be designated as the inventor.

As the inventor, you are entitled to inspect any paper in the file wrapper of the application, order copies of all or any part thereof (at a prepaid cost per 37 CFR 1.19) or to make your position of record in the application. Alternatively, you may arrange to do any of the preceding through a registered patent agent or attorney presenting written authorization from you. If you care to join in the application, counsel of record (see below) would presumably assist you. Joining in the application would entail the filing of an appropriate oath or declaration by you pursuant to 37 CFR 1.63.


James Thomson
Attorney Advisor
PCT Legal Office

Tel.: (703) 308-6457

James A. LaBarre
BURNS, DOANE, SWECKER &
MATHIS, L.L.P.
P.O. Box 1404
Arlington, VA 22313-1404